

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 280 - HB 622

April 12, 2021

SUMMARY OF ORIGINAL BILL: Authorizes Human Resource Agencies (HRAs) to conduct certain meetings by conference call or video conference and board members to cast votes by proxy under certain circumstances.

FISCAL IMPACT OF ORIGINAL BILL:

Decrease Local Expenditures –

Exceeds \$100/FY21-22 and Subsequent Years/Permissive

SUMMARY OF AMENDMENTS (005641, 007016): Amendment 005641 deletes and rewrites all language after the enacting clause such that the substantive changes: (1) change the members who are statutorily appointed to serve on the governing board (Board) of an HRA; (2) authorize the Board to determine the authority and compensation of the executive committee; (3) reconstitute policy councils within HRAs as advisory councils with additional membership; and (4) authorize the Board, executive committee, and advisory council to conduct a special or regular meeting by telephonic, electronic, or other means of communication under certain circumstances.

Amendment 007016 deletes and rewrites language of amendment 005641 to prohibit the conduction of meetings by electronic means after July 1, 2023, unless approved by the General Assembly through subsequent legislation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Other Fiscal Impact – The extent and timing of any permissive, recurring decrease in local government expenditures cannot reasonably be determined.

Assumptions for the bill as amended:

- There are nine HRAs statewide.
- The proposed language:
 - Removes an appointee of a county mayor from the Board;
 - Requires three or more municipal mayors to serve on the Board, rather than all mayors of municipalities within the HRAs district;

- Authorized HRAs to appoint additional persons to the Board as required by state or federal guidelines; and
 - Authorizes the conduction of meetings via telephonic, electronic, or other means if, pursuant to Tenn. Code Ann. § 8-44-108, a physical quorum is present or a determination of necessity is filed with the Secretary of State, until July 1, 2023.
- A precise impact to the number of members who will serve on HRA Boards as a direct result of the proposed language cannot reasonably be determined.
- It is unknown if Boards will opt to decrease the size of their membership; if Board members receive per diem for attendance at meetings; the extent of any per diem; the extent of any compensation which may be established for executive committee members; and the extent of any members who will participate by telephonic or electronic means; however, it is reasonably assumed that the proposed language will result in a permissive recurring decrease in local government expenditures.
- The extent and timing of any permissive recurring decrease in local government expenditures cannot reasonably be determined due to unknown variables.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

/jh